

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Harry Feigen	Team: Squad #4	CCRB Case #: 201503485	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Thursday, 04/30/2015 4:30 PM	Location of Incident: [REDACTED]	Precinct: 113	18 Mo. SOL 10/30/2016	EO SOL 10/30/2016	
Date/Time CV Reported Mon, 05/04/2015 9:53 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 05/04/2015 9:53 AM		

Complainant/Victim	Type	Home Address
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]

Witness(es)	Home Address
[REDACTED]	[REDACTED]

Subject Officer(s)	Shield	TaxID	Command
1. DT3 Jessica Romance	03441	941641	113 DET
2. DT3 James Zozzaro	1741	942747	113 DET

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. DT3 Peter Ferrizz	6585	933529	106 DET

Officer(s)	Allegation	Investigator Recommendation
A.DT3 James Zozzaro	Abuse: Det. James Zozzaro entered § 87(2)(b) [REDACTED] in Queens.	[REDACTED]
B.DT3 Jessica Romance	Abuse: Det. Jessica Romance entered § 87(2)(b) [REDACTED] Queens.	[REDACTED]
C.DT3 Jessica Romance	Discourtesy: Det. Jessica Romance spoke rudely to § 87(2)(b) [REDACTED]	[REDACTED]
D.DT3 Jessica Romance	Off. Language: Det. Jessica Romance made remarks about § 87(2)(b) [REDACTED] based upon race.	[REDACTED]
E.DT3 Jessica Romance	Discourtesy: Det. Jessica Romance spoke rudely to § 87(2)(b) [REDACTED]	[REDACTED]
§ 87(4-b), § 87(2)(g)	[REDACTED]	[REDACTED]
§ 87(2)(g), § 87(4-b)	[REDACTED]	[REDACTED]

## Case Summary

On May 4, 2015, § 87(2)(b) filed this complaint with the CCRB by phone.

On April 30, 2015, at approximately 4:30 p.m., § 87(2)(b) was in her home, which is located on § 87(2)(b) in Queens. § 87(2)(b) was in the living room with her husband, § 87(2)(b) and her step-son, § 87(2)(b) s parents, § 87(2)(b) and § 87(2)(b) were also in the house at this time, and were upstairs in their bedroom.

Someone knocked on the front door of the house, and § 87(2)(b) went to see who it was. Det. Jessica Romance, Det. James Zozzaro, and an ACS worker, § 87(2)(b) were standing at the door. Det. Zozzaro told § 87(2)(b) to open the door, which she did. § 87(2)(b) and the two detectives entered the house (**Allegations A and B**), and § 87(2)(b) explained that they were there because they had received a complaint that § 87(2)(b) § 87(2)(b) had been beaten by his father and step-mother.

§ 87(2)(b) told § 87(2)(b) § 87(2)(b) to go upstairs, and then she, § 87(2)(b) and the detectives sat in the living room and discussed what had happened. After approximately thirty minutes, Det. Romance left the living room and started walking upstairs. She made it halfway up the stairs when § 87(2)(b) asked from the top of the staircase, “Who are you?” Det. Romance replied, “Shut the fuck up and go sit the fuck down” (**Allegation C**). § 87(2)(b) and § 87(2)(b) ran to the staircase and started yelling at Det. Romance, who came back downstairs, looked at Det. Zozzaro, and said, “This fucking black bitch” (**Allegation D**).

Det. Zozzaro called a second police vehicle, and § 87(2)(b) and § 87(2)(b) were placed in handcuffs. § 87(2)(b) was brought out to Det. Romance and Det. Zozzaro’s vehicle, and § 87(2)(b) was brought to the second police vehicle that arrived on the scene. While § 87(2)(b) was waiting in the car with Det. Romance and Det. Zozzaro, Det. Romance asked her, “What the fuck is wrong with your mother?” (**Allegation E**). § 87(2)(b) told Det. Romance that her mother is elderly, and Det. Romance replied, “It doesn’t look like nothing’s wrong with her to me” (**subsumed within Allegation E**). § 87(2)(b) and § 87(2)(b) were both brought to the 113<sup>th</sup> Precinct stationhouse, and charged with assault.

## Mediation, Criminal, and Civil Histories

- This case was not suitable for mediation, due to § 87(2)(b) and § 87(2)(b) s arrests.
- § 87(2)(b)
- § 87(2)(b)
- A notice of claim request was submitted to the Comptroller’s office on July 14, 2015. It will be added to the case file upon its receipt.

## Civilian and Officer CCRB Histories

- This is § 87(2)(b) s first CCRB complaint.
- Det. Romance has been a member of service for nine years. She has no previous allegations on her record.

- Det. Zozzaro has been a member of service for nine years. In case 201105413, an allegation of physical force was substantiated against him. There are no other substantiated allegations on his record, § 87(2)(g) [REDACTED].

### **Findings and Recommendations**

**Allegation A: Abuse of Authority – Det. James Zozarro entered § 87(2)(b) [REDACTED] in Queens.**

**Allegation B: Abuse of Authority – Det. Jessica Romance entered § 87(2)(b) [REDACTED] in Queens.**

It is undisputed that at approximately 4:30 p.m. on the date of the incident, Det. Romance and Det. Zozzaro received an IRT, or an ACS escort case, at § 87(2)(b) [REDACTED] in Queens. The case involved allegations of physical abuse made by a child, § 87(2)(b) [REDACTED] § 87(2)(b) [REDACTED] against his father, § 87(2)(b) [REDACTED] and step-mother, § 87(2)(b) [REDACTED]. The detectives immediately responded to that location to escort an ACS worker, § 87(2)(b) [REDACTED] into the home to speak with the child, § 87(2)(b) [REDACTED] § 87(2)(b) [REDACTED] and determine whether he needed to be removed from his parent's custody. The detectives were informed that the child, § 87(2)(b) [REDACTED] § 87(2)(b) [REDACTED] had alleged being beaten by both of his parents, and both detectives believed he was in immediate danger in his home (01 Board Review, 02 Board Review). § 87(2)(g) [REDACTED]

§ 87(2)(b), § 87(2)(g) [REDACTED]

Patrol Guide Procedure 215-03 states that ACS workers can request a police escort in cases involving suspected violence in the presence of children. The duty of the police assigned to escort duty is to ensure the safety of all concerned and investigate possible criminal activity (03 Board Review). Furthermore, according to New York Family Court Act § 1024, law enforcement officials and designated employees of social services shall take all necessary measures to protect a child's life or health including, including taking or keeping a child in protective custody, without an order under Family Court Act § 1024 and without consent of parent or legal guardian, if such person has reasonable cause to believe that there is imminent danger to the child's life or health (04 Board Review).

§ 87(2)(b), § 87(2)(g) [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**Allegation C: Discourtesy – Det. Jessica Romance spoke rudely to § 87(2)(b)**

It is undisputed that Det. Romance walked upstairs to the second floor of the house to find § 87(2)(b) § 87(2)(b) while § 87(2)(b) and § 87(2)(b) spoke with Det. Zozzaro and § 87(2)(b) in the living room. § 87(2)(b) stated that, as Det. Romance was walking up the stairs, § 87(2)(b) who was standing at the top of the stairs, asked Det. Romance who she was. Det. Romance allegedly responded, “Shut the fuck up and go sit the fuck down” (05 Board Review).

§ 87(2)(b) confirmed that § 87(2)(b) asked Det. Romance who she was as Det. Romance walked up the stairs. While § 87(2)(b) could not recall exactly what Det. Romance said in response, however, § 87(2)(b) denied that Det. Romance made the alleged rude statement, or used any similar profanity at that time. She stated that Det. Romance seemed to be trying to calm § 87(2)(b) down, and immediately came back downstairs with § 87(2)(b) § 87(2)(b) (06 Board Review).

Det. Romance stated that as she walked up the stairs, § 87(2)(b) yelled, “Get the fuck out of my house.” Det. Romance responded by explaining who she was, and that she was just trying to make sure the child was safe. She denied making the alleged statement or using any profanity towards § 87(2)(b). Det. Zozzaro stated that § 87(2)(b) began yelling at Det. Romance as she ascended the staircase, and told her to “Get the fuck out of the house.” Det. Romance then came downstairs. Det. Zozzaro did not hear Det. Romance say anything to § 87(2)(b) and he denied that she made the alleged statement or used any profanity at that time.

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

**Allegation D: Offensive Language – Det. Jessica Romance made remarks about § 87(2)(b) based upon race.**

§ 87(2)(b) alleged that when Det. Romance walked down the stairs following her interaction with § 87(2)(b) Det. Romance looked at Det. Zozzaro and said, “This fucking black bitch.”

§ 87(2)(b) denied that Det. Romance and Det. Zozzaro had any interaction when Det. Romance came downstairs with § 87(2)(b) § 87(2)(b). She also denied that Det. Romance said, “This fucking black bitch,” that she used any profanity at that time, or that she made any references to § 87(2)(b) race.

Det. Romance denied saying anything to anyone at the time of the allegation, and denied making the alleged statement, or any references to § 87(2)(b) race. Det. Zozzaro stated that he

and Det. Romance checked in quickly and made sure they were both safe, and that Det. Romance did not say anything else at that time. He also denied that Det. Romance made the alleged statement, or any similar statement regarding § 87(2)(b) race.

§ 87(2)(b), § 87(2)(g)

**Allegation E: Det. Jessica Romance spoke rudely to § 87(2)(b)**

§ 87(2)(b) alleged that, while she was waiting in the backseat of Det. Zozzaro and Det. Romance's vehicle before being brought to the 113<sup>th</sup> Precinct stationhouse for arrest processing, Det. Romance asked her, "What the fuck is wrong with your mother?" § 87(2)(b) explained that her mother is elderly and did not know what was happening, and Det. Romance responded, "It doesn't look like nothing's fucking wrong with her to me."

Det. Romance denied having any conversation with § 87(2)(b) in their vehicle besides explaining how the arrest processing would proceed. She denied making the alleged statement or using any profanity towards § 87(2)(b) at that time. Det. Zozzaro also denied that Det. Romance made the alleged rude statement, or that she used any profanity towards § 87(2)(b) inside of the police vehicle.

§ 87(2)(b), § 87(2)(g)

§ 87(2)(g), § 87(4-b)

§ 87(2)(g), § 87(4-b)  
[Redacted]

[Redacted]  
[Redacted]  
[Redacted]

Pod:

Investigator: \_\_\_\_\_  
Signature Print Date

Pod Leader: \_\_\_\_\_  
Title/Signature Print Date

Attorney: \_\_\_\_\_  
Title/Signature Print Date